

WALDO FIRED AS POLICE COMMISSIONER; KLINE SWEARS IN M'KAY TO REPLACE HIM

FINAL EDITION

The



World

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Unsettled to-night and Thursday; colder.

"Circulation Books Open to All."

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PRICE ONE CENT.

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10 PAGES

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EIGHT KILLED IN FLAMES; MONROE STREET TENEMENT IS DESTROYED BY FIREBUGS

Heroic Work of Firemen and
Police Prevents Appalling
Death List.

FIRE ESCAPES CLOGGED

Those Who Died Were in
Rooms Cut Off From
Ladders.

Three women and five men fell victims to a firebug early to-day in the five-story tenement at Nos. 96 and 96 1/2 Monroe street. Flames starting in the ground floor hallway leaped up the stairwell and cut off escape by the stairs for the one hundred and more tenants. The eight who died were unable to reach the fire escapes.

THE DEAD.

JOHN, SARAH, sixty-four years old, a tailor; boarded with the Kaplins.

JOHN, SARAH, thirty-five years old, top floor, rear.

KAPLIN, SARAH, fifty-five years old, a widow; fourth floor, rear.

KAPLIN, LOUIS, eighteen, son of Sarah.

KAPLIN, SARAH, seventeen, his brother.

MARSH, GUSMAN, nineteen; second floor.

WISBERG, ISAAC, fifty years old; lived on third floor, rear; Fellham street side.

WISBERG, PEARL, fifty years old, his wife.

Deputy Chief Burns made a thorough search of the place after the firemen had been made and announced there were no other bodies.

LIST OF INJURED.

KATIN, SARAH, forty-three, with a laceration on her arm from broken glass; Governor's Hospital.

LUBINSKY, DAVID, fifty-three, a paper box maker; injured arm; Governor's Hospital.

MOSKOWITZ, MRS. ESTHER, fifty-three; fell from second floor; continuing to receive medical attention; Governor's Hospital.

MOSKOWITZ, YETTA, eighteen, paper box worker; lacerations and burns of feet; remained at home.

PENN, HYMAN, thirty-two, baker; lacerations of scalp; Governor's Hospital.

ROSENBERG, MEYER, seventeen, clerk; burns about legs and body; Governor's Hospital.

ROSENBERG, MRS. SARAH, fifty, his mother; burns about the body; Governor's Hospital.

SILVERMAN, CHARLES, seventeen, lacerations of hands.

It was a characteristic east side blaze and but for the quick and efficient work of the police and firemen the toll of death would have been appalling. More than fifty men, women and children were passed down the fire escapes, which were small and clogged with clothing, boxes and all sorts of junk.

The lines of wash caught fire, and flames turned the fire-escapes into ladders. Half a dozen or more persons were hurt, but not seriously. Those who perished lived in apartments that had no fire-escapes.

During the height of the excitement some miscreant slipped up to the box at Cherry and Jefferson streets, two blocks away and in front of the Beth Israel Hospital, and sent in an alarm. A panic in the hospital was barely averted. Mrs. Phillips, the Superintendent, and several nurses went through the wards and finally succeeded in quieting the 150 patients.

LITTLE DOUBT BLAZE WAS WORK OF FIREBUG.

The fire was of incendiary origin. A witness saw the blaze as it passed at 4 A. M. and notified Policeman Murray of the Madison street station. Murray's flashlight brought Lieut. Hauptmann, Sgt. Rorke and Policemen O'Neill, Walker and Canavan of the Madison street station.

The big tenement is at the corner of Fulton street, just north of the Man-

TELEPHONE TRUST, BEATEN, TO BARE IMMENSE PROFITS

Agrees to Obey Mandate of
Public Service Commission
by Jan. 15.

The first victory in The Evening World's fight for cheaper telephone rates in New York City was won to-day. The New York Telephone Company, through its lawyers, verbally notified the up-State Public Service Commission that it will comply with the order, issued a few days ago, directing it to file a statement of its receipts and expenditures on New York City business.

The company further promised that it will endeavor in all ways to have the information ready by Jan. 15, as required in the commission's order.

In addition, the company's lawyers agreed to follow up the verbal statement with a written acceptance of its compliance with the terms laid down by the commission.

This means that New York telephone users will have a chance to see how great are the profits that have been made by the company out of its high rates and extra toll charges for messages between various boroughs within the city limits.

For months the company has been fighting against public opinion and the public utility commission, which in November, 1912, ordered it to file a statement of its receipts and expenditures on New York City business.

Then the commission had an end to its policy of evasion and delay with a preliminary order to furnish the facts.

In issuing its mandate, the commission said: "It is ordered that the New York Telephone Company shall proceed with all due diligence with the preparation of the statement required and shall report upon its progress in the preparation of the statement at a hearing of this commission set for Jan. 5 in the Metropolitan Building, New York."

It is further ordered that the company shall notify the commission on or before Dec. 31, whether it accepts and will comply with the order and shall also notify the commission of every means of delay and dodging, the company, on the last day of grace, sent to the commission its enforced compliance. When the commission meets on Monday next, Union N. Rothell, president of the company, will be placed on the witness stand again for further cross-examination concerning the high rates that are imposed on New Yorkers.

FEINBERG HEADS CORONERS.

Timothy Healy and E. J. Roscan, coroners-elect, met this afternoon with Israel I. Feinberg and Herman Hellenstein, the coroners who remain in office, and formed the new Board of Coroners.

Coroner Feinberg was elected as president and Coroner Hellenstein as coroner at large. The two coroners-elect entered upon their duties at midnight to-night.

Harry Laskerstein and Louis J. Schwartz were reappointed coroners private clerks by Coroners Feinberg and Hellenstein respectively. John Healy was appointed clerk by Coroner Healy.

JUAREZ WINNERS.

FIRST RACE—Selling: two-year-olds, six furlongs—Christmas Eve, by Charles, 2 to 1, 2 to 1 and even first. Odds, 100 (Vanhook), 8 to 1, 2 to 1 and even, second; George, 16 (Graham), 20 to 1, 8 to 1 and 4 to 1, third. Time, 1:13.15.

For racing see page 7.

CHILD LED AWAY BY MAN, WHO LEFT HER ALONE ON ROOF



GIRL OF 5, STOLEN, IS LEFT ON ROOF MILE FROM HOME

Kate Cummins, Her Shoes
Taken Away, Found Asleep
in Cold of Midnight.

A young man, described as "tall and swarthy," is being sought today as the abductor of five-year-old Kate Cummins of No. 40 Monroe street, who was found at midnight, twelve hours after she was taken from her home, on the roof of a tenement at No. 61 Allen street, more than a mile from her home.

Little Kate, although very cold, hungry and nervous, was unharmed otherwise. She was found in the arms of a pair of men, who, it was learned, were her abductor and his accomplice.

She was playing at a bonfire in front of her home at noon, her mother was inside the first floor rear flat of the tenement and her father, William, an employee of the Department of Street Cleaning, was away at work.

A man, probably a foreigner, about nineteen years old, came along and told the child, so she said afterward, to come with him and he would give her lots of food for the fire.

A Mrs. Kellman, who lives in the same house, was standing in front of the door when she saw the stranger take little Kate by the hand and lead her away. Mrs. Kellman is married, and by the time she realized something was amiss she was unable to overtake the pair.

Mrs. Cummings rushed to the Madison street station as soon as she learned of the kidnapping, and a general police patrol was sent out.

It was nearly midnight when Abraham Moskowitz, janitor, went to the roof of the four-story tenement on Allen street on his nightly rounds. He saw a child huddled up on the roof, fast asleep. She was fully clad except that her shoes were missing. Moskowitz, after questioning the youngster in vain, turned her over to Policeman Berg of the Delancey street station.

He took her to the station house and was about to send Cummings, who had been to the station and identified the father and mother together questioned the child, but were only able to get from her a few broken words about some one who had said "the world fit her." Kate had no idea what had become of her shoes, a Christmas present from her mother and father.

JAMES BRYCE A VISCOUNT.

King George Gives Title to Ex-Ambassador to Washington.

LONDON, Dec. 31.—James Bryce, formerly British Ambassador at Washington, is given the title of Viscount in the New Year's honors list.

BROKER AND GIRL WITH STOLEN STOCK HERE, POLICE THINK

Mystery Is Only \$32,000 in
Stock Is Gone With Them
Out of Blocks of It and Cash.

RECOVERY IS LIKELY.

Fugitives From Homes and
Washington Office of N. L.
Carpenter & Co.

The search for Sidney B. Harrison, local manager at Washington, D. C., of the New York brokerage firm of N. L. Carpenter & Co., and his associate, Miss Alice E. Malone, who disappeared on Dec. 29 with stock valued at \$32,000, has been extended to New York, and it is believed that the stock will be recovered here.

Harrison, who formerly lived in this city, is known to have many friends here, and officials of the brokerage house believe that it is to these friends that the defaulting manager will come to dispose of the stock. It is not known whether or not Miss Malone is with Harrison, who has a wife and family.

Harrison is charged with the theft of \$24,000 in stock and Miss Malone with \$8,000.

The first news of the defection became known on Tuesday, when warrants were issued for the arrest of both persons. Joseph E. Johnson, general counselor for the brokers, swore out the warrants and said that he did not know the exact amount of the shortage.

THE SHORTAGE MAY POSSIBLY REACH \$50,000.

On Dec. 24 Edward E. Clark, a member of the firm of N. L. Carpenter & Co., went to Washington and filed suit in the Supreme Court of the District against Harrison and Miss Malone for \$50,000. The suit presumably calls for the settlement of an "open account."

Mr. Clark privately admitted at that time that the shortage might amount to \$50,000.

Experts were immediately put to work on the books of the branch office and an inventory of the negotiable stock was made. It was then found that \$37,000 worth of Philadelphia and Reading had disappeared. No other stocks were missing, and apparently the cash books were accurate.

Advertisements were inserted in daily papers in Washington urging Harrison to return, but nothing came of them. They were signed both by his wife and his attorney. The warrants were sworn out when it was found that advertising was futile.

MANY STOCKS AND MUCH MONEY LEFT UNTOUCHED.

Edward E. Clark, at his office at No. 11 William street, to-day admitted that he could not know the exact amount of shortage until the books had all been checked. He declared that he could not imagine why only the one block of stock was taken, as there were many other negotiable stocks in the Washington office, as well as large sums of money.

Both Harrison and Miss Malone have been with the brokerage firm for many years and implicit trust was reposed in them. Mr. Clark refused to say whether or not the two are bonded, but said that the disappearance of the stock would not seriously affect his business.

At the home of Miss Malone on Eighth street, S. E., Washington, and the apartment of Harrison at the Octagon it was said that they were out of town over the holidays and would return shortly. Mrs. J. H. Young, Harrison's sister-in-law, said:

"I will be the last to put these boys out now, said Attorney H. H. Armstrong in behalf of Prof. and Mrs. Bliss and the fraternity. They are on their vacation, and just think how it would feel if they return and find themselves out of a home."

"Well, I'll have the boys stop dancing, holding smokers and hanging their wash out until the matter can be tried," the judge announced. "On the permanent injunction I'll reserve decision."

WATSON WILL REMAIN.

In order that he take department of the city and be left without a head until a new corporation counsel is appointed, Mayor Mitchell requested Corporation Counsel Watson to remain.

Watson's resignation has been accepted by the Mayor, and he will leave his position until Mr. Mitchell selects a man to take his place.

GIRLS NEXT DOOR SEE PINK PAJAMAS OF COLLEGE BOYS

Dancing and Singing in New
York University "Frat"
House Are Noisy.

SO COURT INTERFERES.

Puts a Soft Pedal on "You've
Got Your Mother's
Big Blue Eyes."

From now until next June no pink and baby blue pajamas will float in the wind that whistles around the corners of the Phi Gamma Delta fraternity house at No. 208 Andrews avenue, near New York University. No more will the strains of "You've Got Your Mother's Big Blue Eyes" be heard. The pipit of the turkey trotters will disappear and My Lady Nicotine will be asked to divorce herself from the "frat" brothers. It will be as still and quiet in the Phi Gamma house as a country church on week days.

Supreme Court Justice Gavegan put the damper on collegiate joy to-day when he said he would issue a temporary restraining order against the fraternity to keep members from dancing, holding smokers and hanging the week's wash—especially the pajamas—out on the back porch. It will not affect the boys at once because the vacation season is on.

YOUNG WOMEN LIVE NEXT DOOR TO "FRAT" HOUSE.

Right next door to the fraternity house is the \$2,000 residence of Mrs. Nellie L. Vought. She has several pretty daughters whose bedrooms are located alongside the "frat" house. There is a covenant in the deeds to the property on Andrews avenue providing that the houses built thereon shall not be used for anything but private homes and shall cost not less than \$10,000.

The "frat" house is a spacious dwelling built and owned by Mrs. Jesse H. Blais, wife of Prof. Blais of the Engineering Department of the university. It was built for the Blais family, but Mrs. Blais leased it to Charles L. Haughey, President of the Phi Gamma Delta.

The Misses Vought retire about the hour that joy is enthroned in the "frat" house next door. It has chanced once or twice that the young ladies have thrust their heads out of their bedroom window to have their ears filled with the refrain of "You've Got Your Mother's Big Blue Eyes," which of course was being sung by the "frat" boys without any idea that it would reach the ears of their neighbors.

Then came the weekly "hops" when the hesitation waltz—in which there was very little hesitation as danced by the Phi Gamma Delta—and the turkey trot was danced from one room of the frat house into another and sometimes upstairs and down into the basement.

"It is nothing more than a clubhouse, with just such goings on as they have in clubs," said Mrs. Mead, attorney for Mrs. Vought, in court to-day. "We asked the boys to leave the place nine months ago, but the University people interfered for them and my client has allowed them to remain. Her daughters are constantly annoyed. Mrs. Vought is not opposed to these boys' individuality, but she does object to their habit of intruding the privacy of their home. Her daughters are constantly annoyed."

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NEW TRIAL FOR BANKER ON CHANGE OF ONE HOUR

Special Panel to Try President Damon Drawn One Hour Too Soon.

William C. Damon, who was President of the Home Bank of Brooklyn, one of the Mechanics & Traders' subsidiaries, and who was sentenced last January to serve a year in the penitentiary for grand larceny for employing for his own use the funds of the special account known as the "William C. Damon Special," will get a new trial on the sole ground that the special panel of jurors who tried his case were drawn at 9 o'clock in the morning instead of at 10 o'clock, the hour for which they were called.

Justice Carr of the Appellate Division of Brooklyn wrote the chief opinion, in which presiding Justice Jenkins and Justice Rorke concurred. Justice Rorke wrote an equally brief dissenting opinion, in which Justice Thomas concurred.

"It is understood that Mr. Waldo will appeal to the courts to have the stigma of removal taken from his record. He refused to discuss that possibility to-day, but said, in explaining his action in refusing to reappoint Mr. McKay, 'During my term as Police Commissioner I have steadfastly refused to take orders from the City Hall. Mayor Gaynor never gave an order and seldom made a request. Mayor Kline made many requests of me and sent me more suggestions during his short term of office than I have known of in all my experience as a Deputy Commissioner in Mayor McClellan's administration and as Police Commissioner under Mayor Gaynor.'"

Mr. Waldo, on his arrival at Headquarters this morning, sent a letter to Mayor Kline in which he demanded that his resignation in the Mayor's hands be accepted forthwith and not held until midnight. He announced his refusal to reappoint Mr. McKay, whose resignation he had already accepted, and suggested to the Mayor that the way out was to accept the Waldo resignation and swear in Mr. McKay as Commissioner.

Mr. Waldo, when informed this afternoon that he had been removed from office, ventured the opinion that the removal was illegal. He said he had been acting on the best legal advice and that the moment his demand that his resignation take effect forthwith reached Mayor Kline's desk he declared that he did not regard Mayor Kline's act as binding and that he considered that he had resigned from the Police Commissioner'ship in a regular legal and orderly way.

MAYOR SAYS HE REMOVED HIM FOR CAUSE.

Mayor Kline emerged from his office on his way to lunch at 1:10 o'clock and was stopped by reporters who asked him whether or not he had removed Commissioner Waldo.

"Yes, I removed Waldo," he replied. "You removed him for cause, of course?" was suggested.

"Yes, it was necessary for the retention of my own self respect and for the good and dignity of the city that he should be taken from office and his successor appointed."

"Will you say what was the exact cause for which he was removed?"

"Yes, it was for insubordination. I will say no more now in advance of my official statement, which will be issued shortly."

Mayor Kline conferred over the telephone with Mayor-elect Mitchell as soon as he got the Waldo letter. After consultation with others he decided on a course of action and at 11:30 o'clock he

SUCCESSOR TO WALDO, WHO WAS SWORN IN AS POLICE HEAD TO-DAY.



NORDICA SENDS NEWS OF PERIL BY WIRELESS

Singer Tells of the Grounding of
the Steamer Tasman on
Australian Reef.

Miss Lillian Nordica sent the following wireless dispatch to-day telling of the peril encountered in the Gulf of Papua by the steamship Tasman, on board of which she was a passenger.

"ON BOARD THE STEAMSHIP TASMAN, BY WIRELESS TELEGRAPH TO NEW YORK, QUEENSLAND, Dec. 31—A. M. On board the Tasman speak highly of the splendid behavior of her captain, her officers and her wireless operator."

"The vessel struck on Saturday night and much uncertainty prevailed as to the possibility of resurfacing her. She had gone ashore on Bramble Bay reef, from which she was towed off only yesterday by a Japanese cutter."

"The exact amount of damage sustained has not been ascertained, but the pumps are now keeping the water well under and the Tasman is proceeding to Thursday Island under her own steam for repairs, after which she will continue her voyage to Batavia."

"LILLIAN NORDICA."

WALDO SENDS PROMPT REPLY TO MAYOR.

Mr. Waldo was in his apartments in the Ritz-Carlton packing up to leave the city for a ten days' vacation when the Mayor's letter reached him. He promptly dictated the following reply:

"Dec. 31, 1913.

"Hon. William (Waldo's dictation) Kline, Mayor City of New York.

"Sir: I am in receipt of your letter of Dec. 31 in which you inform me that you remove me from the office of Police Commissioner at 11 A. M. this date. As I had resigned previous to your hands you were not in a position to take the action which you allege to have taken."

"Under the law, a resignation is effective when tendered. I will hold you personally responsible for any prejudice to my interests which might result from your illegal action. Very respectfully,

R. WALDO."

It is understood that Mr. Waldo will appeal to the courts to have the stigma of removal taken from his record. He refused to discuss that possibility to-day, but said, in explaining his action in refusing to reappoint Mr. McKay, 'During my term as Police Commissioner I have steadfastly refused to take orders from the City Hall. Mayor Gaynor never gave an order and seldom made a request. Mayor Kline made many requests of me and sent me more suggestions during his short term of office than I have known of in all my experience as a Deputy Commissioner in Mayor McClellan's administration and as Police Commissioner under Mayor Gaynor.'"

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Mr. Waldo, when informed this afternoon that he had been removed from office, ventured the opinion that the removal was illegal. He said he had been acting on the best legal advice and that the moment his demand that his resignation take effect forthwith reached Mayor Kline's desk he declared that he did not regard Mayor Kline's act as binding and that he considered that he had resigned from the Police Commissioner'ship in a regular legal and orderly way.

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"Yes, it was necessary for the retention of my own self respect and for the good and dignity of the city that he should be taken from office and his successor appointed."

"Will you say what was the exact cause for which he was removed?"

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WALDO'S RESIGNATION REFUSED AND MAYOR ORDERS HIS REMOVAL

Police Commissioner Refused to Reappoint Deputy and Dismissal Comes After Conference Between Mitchel and Whitman.

MURPHY AND R. A. C. SMITH RENAMED BY MAYOR-ELECT

Lawson Purdy Retained as Tax Head, and Other Appointees Will Be Announced To-Night.

In consequence of his refusal to reappoint Douglas I. McKay First Deputy Police Commissioner in order that the Police Department may have a civilian head until a Commissioner is appointed by John Purdy Mitchel, Rhinelander Waldo was summarily removed by Mayor Kline from the office of Police Commissioner at 11 o'clock to-day. Mr. McKay was sworn in as Police Commissioner at noon and is now in charge of the Police Department.

The removal of Mr. Waldo was expeditiously accomplished. His refusal to reappoint Mr. McKay was considered by Mayor Kline as an affront not only personal but directed at the dignity of the office of Mayor of New York City and at Mr. Mitchel, the Mayor-Elect. Soon after Mr. Waldo had sent to the Mayor a written refusal to reappoint Mr. McKay and had demanded that his resignation be accepted forthwith the Mayor sent Mr. Waldo the following letter:

Dec. 31, 1913.

Hon. Rhinelander Waldo, Police Commissioner:

Sir—In my judgment the public interests require your removal from the office of Police Commissioner of New York City, to take effect this 31st day of December, 1913, at 11 o'clock A. M. Respectfully,

A. L. KLINE, Mayor.

made a request. Mayor Kline made many requests of me and sent me more suggestions during his short term of office than I have known of in all my experience as a Deputy Commissioner in Mayor McClellan's administration and as Police Commissioner under Mayor Gaynor."

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